Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of)	
Mr. Juan Galiano-Rivera)	
)	File No. EB-04-SJ-043
Licensee of WYKO)	
Facility ID #32413)	NOV No. V20043268006
Sabana Grande, Puerto Rico)	

NOTICE OF VIOLATION

Released: September 13, 2004

By the Resident Agent, San Juan Office, Enforcement Bureau:

- 1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules, to Mr. Juan Galiano-Rivera, licensee of AM broadcast station WYKO in Sabana Grande, Puerto Rico.
- 2. On September 8, 2004, an agent of the Commission's San Juan Office inspected radio station WYKO, licensed to serve Sabana Grande, Puerto Rico, and observed the following violation:
 - a) 47 C.F.R. § 73.3527(c)(1): The station's public inspection file shall be available for public inspection at any time during regular business hours. During the September 8, 2004 inspection, the licensee was unable to make available or locate all of the required documents in the station's public file.
- 3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Mr. Juan Galiano-Rivera, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

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¹47 C.F.R. § 1.89.

²47 U.S.C. § 308(b).

Federal Communications Commission San Juan Resident Agent Office US Federal Building Room 762 San Juan, Puerto Rico 00918-1731

- 4. Failure to respond to this Notice constitutes a separate violation that could result in additional penalties, including monetary forfeiture.
- 5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure your compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴
- 6. This Notice shall be sent to Mr. Juan Galiano-Rivera, #34 Dr. Felix Tío St., Sabana Grande, Puerto Rico 00637.

FEDERAL COMMUNICATIONS COMMISSION

Reuben Jusino Resident Agent San Juan Office

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³P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴18 U.S.C. § 1001 *et seg*.